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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

AFX, INC.

Petitioner,

v.

PACESETTER, INC.

Registrant

Cancellation No.: 92041464

Mark: INTEGRITY AFX

Registration No. 2,515,322



06-01-2004

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #22

Attorney's Reference: FMT1T0036

**MOTION (WITH CONSENT) TO SUSPEND OR CONTINUE SUSPENSION OF  
CANCELLATION PROCEEDING NO.: 92041464 AND RESET OF ALL TRIAL  
DATES**

Sir:

The Parties, through their attorneys, have again agreed to suspend or continue suspension of this cancellation proceeding for another three month period. The Petitioner, AFx, Inc., has been acquired by Guidant Corporation which was announced January 23, 2004. In view of this recent acquisition agreement, Petitioner would like to provide Guidant with more time to investigate this matter further. Petitioner and Registrant respectfully request that the Board suspend or continue suspension of this cancellation proceeding for another three months, and reset trial dates as follows:

**DISCOVERY PERIOD TO CLOSE:**

Thirty-day testimony period for party in position of plaintiff to close:	September 25, 2004
Thirty-day testimony period for party in position of plaintiff to close:	November 24, 2004
Fifteen-day rebuttal testimony period to close:	January 8, 2005

This request is not made for purposes of improper delay. **Attorney for Registrant,**  
**Marcia A. Auberger, Esq., has consented to this motion on behalf of Registrant.**

Respectfully submitted,



Michael L. Louie

**BEYER WEAVER & THOMAS, LLP**

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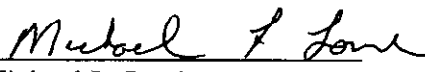
Date: May 26, 2004 Attorney for Petitioner

DATED: May 26, 2004.

**CERTIFICATE OF SERVICE**

I hereby certify that on this 26<sup>th</sup> of May, 2004, a true copy of the foregoing MOTION (WITH CONSENT) TO SUSPEND OR CONTINUE SUSPENSION OF THIS CANCELLATION PROCEEDING NO.: 92041464 AND RESET OF ALL TRIAL DATES was served by first-class mail, postage prepaid, and addressed as follows:

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